

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

STEVEN MICHAEL WILLIAMS,

Plaintiff,

v.

OREGON STATE HOSPITAL, et al.,

Defendants.

Civ. No. 6:13-cv-01864-TC**OPINION AND ORDER****MCSHANE, Judge:**

Plaintiff, *pro se*, brings this action seeking damages for negligence against Oregon State Hospital¹ and various staff members. Plaintiff alleges that he was assaulted by a fellow patient while being treated at Oregon State Hospital. Judge Thomas M. Coffin issued a Findings and Recommendation (F & R) on December 18, 2013, recommending that plaintiff's complaint be dismissed because of claim preclusion. The matter is now before this Court. *See* 28 U.S.C. § [636\(b\)\(1\)\(B\)](#); Fed. R. Civ. P. [72\(b\)](#).

This Court reviews all portions of the F & R subject to objection *de novo*. 28 USC § [636\(b\)\(1\)](#); *McDonnell Douglas Corp. v. Commodore Bus. Machines Inc.*, 656 F.2d 1309, 1313 (9th Cir. 1981). Plaintiff timely filed objections to the F & R. Upon review, this Court finds no error in Judge Coffin's F & R, ECF No. [7](#). Plaintiff's negligence claim was previously dismissed with prejudice. *See Williams v. Oregon State Hosp.*, Case No. 13-cv-00944-TC, 2013 WL 6576194, at *1, *3 (Dec. 12, 2013).

¹ Oregon State Hospital is a psychiatric hospital with campuses in Salem and Portland, Oregon. *See* Oregon State Hospital, Overview, <http://www.oregon.gov/oha/amh/osh/Pages/overview.aspx> (last visited Apr. 9, 2014).

CONCLUSION

This Court ADOPTS Judge Coffin's F & R, ECF No. 7, in full. Plaintiff Williams's complaint is DISMISSED with prejudice.

IT IS SO ORDERED.

DATED this 10th day of April, 2014.

-----s/ Michael J. McShane-----
Michael J. McShane
United States District Judge